

**GOVERNMENT OF TELANGANA
ABSTRACT**

MINES & MINERALS - Prospecting License held by Sri G.Venkateshwar for Manganese Ore & Limestone over an extent of 944.93 Acres in Sy.Nos.1 to 31 and 36 to 62 of Pippalagaon Village, JainathMandal, Adilabad District - Prospecting License transferred from Sri G.Venkateshwar to M/s. Adilabad Alloys & Associated Industries Limited for the un-expired period of License under Rule 14(1)(vii) of M.C.Rules, 1960 - Cancellation of transfer orders - Issued.

INDUSTRIES & COMMERCE (M.II) DEPARTMENT

G.O.Ms.No. 36

Dated: 23-05-2018.

Read the following:-

1. G.O.Ms.No.69, Ind.& Com (M.III) Dept., dated 17.07.2010.
2. G.O.Ms.No.35, Ind. & Com (M.III) Deptt., dated:29-01-2014.
3. G.O.Ms.No.9, Ind. & Com (M.II) Deptt., dated:17-01-2015.
4. From the Director, M/s. Adilabad Alloys & Associated Industries Limited, letter dt.04.09.2017.
5. Govt. Letter No.4295.M-II(2)/2017-1, dated.03.10.2017 addressed to Secretary to Government of India, Ministry of Mines, New Delhi.
6. From the Director, Ministry of Mines, Govt. of India, New Delhi Letter No.16/105/2017-MVI, Dated.05.04.2018.

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ORDER:

In the reference 1st read above, Government have granted a Prospecting License for Manganese Ore over an extent of 944.93 Acres in Sy.No.1 to 31 & 36 to 62 of Pippalgaon Village, JainathMandal, Adilabad District for a period of (02) years in favour of Sri G.Venkateshwar. Subsequently, in the reference 2nd read above, Government have granted 1st Renewal of Prospecting License for Manganese Ore over the subject area for a further period of (03) years in favour of Sri G.Venkateshwar and also accorded permission for inclusion of discovered mineral of Limestone in the Prospecting License under Rule 14(b)(v) of Mineral Concession Rules, 1960. The 1st Renewal of Prospecting License deed was executed by the Assistant Director of Mines & Geology vide Procs.No.1899/M/2012, dt.15.02.2014, which was valid upto 05.10.2015.

2. In the reference 3rd read above, Government have accorded permission to Sri G.Venkateshwar for transfer of Prospecting License held by him for Manganese Ore & Limestone over an extent of 944.93 in Sy.No.1 to 31 & 36 to 62 of Pippalgaon Village, JainathMandal, Adilabad District in favour of M/s Adilabad Alloys & Associated Industries Limited for the unexpired period of License upto 05.10.2015 under Rule 14(1)(vii) of Mineral Concession Rules, 1960, subject to submission of valid Mineral Dues Clearance Certificate and also subject to satisfaction of Mines & Minerals (Development & Regulation) Act, 1957 and Mineral Concession Rules, 1960 and further amendments made thereon from time to time.

3. In the reference 4th read above, the Director, M/s.Adilabad Alloys & Associated Industries Limited has requested the Government to clarify whether the orders issued in the G.O. 3rd read above, allowing the transfer of Prospecting License from Sri G. Venkateshwar to M/s. Adilabad Alloys & Associated Industries Limited is according to the Provisions of "The Mines and Minerals (Development and Regulation) Amendment Act, 2015" and also requested to process their application and grant the Mining Lease for Mineral Limestone (Cement Grade) over an extent of 382.40 Hectares in Sy.No.1 to 31 and 36 to 62 of Pippalgaon village, JainathMandal, Adilabad District in favour of them i.e., M/s. Adilabad Alloys & Associated Industries Limited for a period of 50 Years under section 10A(2)(b) of Mines and Minerals (Development and Regulation) Amendment Act 2015, if the transfer of Prospecting License granted vide G.O.3rd read above is found in order.

4. In the reference 5th read above, the State Government have requested the Ministry of Mines, Government of India to clarify whether the orders issued by the State Government in the reference 3rd cited permitting the transfer of above Prospecting License from Sri G.Venkateshwar to M/s. Adilabad Alloys & Associated Industries Limited are in accordance with the Provisions of "The Mines and Minerals (Development and Regulation) Amendment Act 2015 or not, duly informing them that the entire process for according permission for transfer of above said Prospecting License from Sri G. Venkateshwar to M/s. Adilabad Alloys & Associated Industries Limited was completed at department level and also orders obtained in circulation to the Honble Minister concerned on 09.01.2015 i.e., before the date of commencement of Mines and Minerals (Development and Regulation) Amendment Act 2015, but orders were issued on 17.01.2015 i.e. after commencement of said Amendment Act.

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5. In the reference 6th read above, the Director, Ministry of Mines, Government of India has informed that transfer of any mineral concession would have achieved finality only if a deed in this regard was executed before 12.01.2015 [i.e. the date of commencement of MMDR Amendment Act, 2015]. As such the request made for transfer remains only a pending application, with the State Government not having executed the transfer deed before the commencement of Amendment Act. Therefore, the said application for the transfer of prospecting license has already become null and void on 12.01.2015 under section 12A(6) of the Amendment Act. The Director, Ministry of Mines, Government of India has finally opined that the section 12A(6) of the Amendment Act, 2015 has put an embargo on transfer of mineral concessions which were granted otherwise than through auction, the order dated 17.01.2015 issued by the Government of Telangana cannot be considered to be in accordance with the provisions of MMDR Amendment Act, 2015.

6. Government after careful examination of the matter, hereby cancel the orders issued by the State Government in the reference 3rd read above in which permission was accorded for transfer of Prospecting License for Manganese Ore & Limestone over an extent of 944.93 Acres in Sy.Nos.1 to 31 and 36 to 62 of Pippalagaon Village, JainathMandal, Adilabad District from Sri G.Venkateshwar to M/s. Adilabad Alloys & Associated Industries Limited for the un-expired period of License upto 05.10.2015 under Rule 14(1)(vii) of M.C.Rules, 1960.

7. The Director of Mines & Geology, Hyderabad shall take necessary further action in the matter accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF TELANGANA)

JAYESH RANJAN
PRINCIPAL SECRETARY TO GOVERNMENT & CIP (FAC)

To
Sri G.Venkateshwar,
H.No.1-10-110/62,
Shyamlal Building, Tata Chary Colony,
Hyderabad-16(**BY RPAD**)

M/s Adilabad Alloys & Associated Industries Limited,
Director: Sri Mahendra Kumar Garg,
7-1-24/2/C, 301/A,
DS Complex, Greenlands,
Beguampet, Hyderabad - 500 016. (**BY RPAD**)

The Director of Mines & Geology, Hyderabad(**with concerned file**)

Copy to:

The Assistant Director of Mines & Geology, Adilabad, Adilabad District.

The District Collector, Adilabad District.

The Secretary to Government of India, Ministry of Mines, SastryBhavan,
New Delhi -110 001.

The Controller General, Indian Bureau of Mines, Indira Bhavan, Civil Lines,
Nagpur, -440 001.

The Director General, Mines Safety, Dhanbad, Jarkhand.

The Regional Controller of Mines, IBM, Room No.603, 6th Floor, CGO Towers,
Kavadiguda, Secunderabad.

SF/SC(C.No.4295/M.II(2)/2017)

//FORWARDED::BY ORDER//

SECTION OFFICER